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SERIAL: (U)

COUNTRY: (U) ETHIOPIA (ET); MOZAMBIQUE (MZ); SOUTH AFRICA (SF)

SUBJECT:

/MANDATE FOR BURUNDI MISSION

(b)(3) 10 USC 424

COULD TAKES MONTHS (U)

WARNING: (U) THIS IS AN INFORMATION REPORT, NOT FINALLY
EVALUATED INTELLIGENCE. REPORT CLASSIFIED~~CONFIDENTIAL~~

DEPARTMENT OF DEFENSE

DOI: (U) 20030319.

(b)(3) 10 USC 424(b)

(1) Sec. 1.4(c)

SUMMARY: (U) A MANDATE FOR THE AFRICAN UNION MISSION IN
BRUNDI IS CONTINGENT UPON THE RATIFICATION OF THE "PROTOCOL
RELATING TO THE ESTABLISHMENT OF THE PEACE AND SECURITY
COUNCIL OF THE AFRICAN UNION." TWO-THIRDS OF MEMBER STATES
MUST RATIFY IT, ONLY ONE HAS SIGNED.

(b)(1) Sec. 1.4(c)

TEXT: 1. (E) FOR A TIME FRAME FOR
THE DEPLOYMENT OF AN AFRICAN UNION PEACEKEEPING FORCE TO
BURUNDI. THERE ISN'T A MANDATE YET.
BEFORE A MANDATE CAN BE ESTABLISHED, TWO-THIRDS OF AU MEMBER
STATES, LEGISLATIVE BODIES HAVE TO RATIFY A 28-PAGE DOCUMENT
CALLED THE &PROTOCOL RELATING TO THE ESTABLISHMENT OF THE
PEACE AND SECURITY COUNCIL OF THE AFRICAN UNION.

(b)(1) Sec. 1.4(c)

2. (E) ONCE THE AU PROTOCOL IS RATIFIED, IT
LEGITIMIZES AND GIVES LIFE TO ANOTHER DOCUMENT CALLED THE
&CONSTITUTIVE ACT OF THE AFRICAN UNION8 FROM WHICH A
MANDATE IS ESTABLISHED. ARTICLE 4 (H) AND (J) OF THIS DOCUMENT GIVES JUSTIFICATION FOR AU'S
INTERVENTION IN BURUNDI. ARTICLE 4 (H) STATES & THE RIGHT OF
THE UNION TO INTER VENE IN A MEMBER STATE PURSUANT TO A
DECISION OF THE ASSEMBLY IN RESPECT OF GRAVE CIRCUMSTANCES,
NAMELY: WAR CRIMES, GENOCIDE AND CRIMES AGAINST HUMANITY8.
ARTICLE (J) STATES & THE RIGHT OF MEMBER STATES TO REQUEST
INTERVENTION FROM THE UNION IN ORDER TO RESTORE PEACE AND
SECURITY8. THE CIRCUMSTANCES IN BURUNDI
AREN'T QUITE AS SEVERE AS STATED IN 4 (H), BUT THEY COME(b)(1)(D)(3) 10 USC
424 Sec. 1.4(c)

(b)(1) Sec. 1.4(c)

(b)(1) Sec. 1.4(c)

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(b)(1); Sec. 1.4(c)

CLOSE. [REDACTED] THIS COULD BECOME A STICKING POINT AMONG LEGISLATIVE BODIES OF MEMBER STATES. MEMBER STATES MAY NOT BE WILLING TO SUPPORT A MISSION THAT FALLS OUTSIDE THE AU MANDATE.

3. (C) [REDACTED] ANOTHER TROUBLING ISSUE INVOLVES THE REFUSAL OF ONE OF THE FOUR REBEL GROUPS TO DISARM AND SIGN A CEASEFIRE AGREEMENT WITH THE GOVERNMENT. [REDACTED] THIS COULD JEOPARDIZE THE APPROVAL OF THE MISSION BY SOME MEMBER STATES, AS THEY MAY FEAR THAT THIS SCENARIO COULD TURN A

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SERIAL: (U)

COUNTRY: (U) ETHIOPIA (ET); MOZAMBIQUE (MZ); SOUTH AFRICA (SF).

SUBJECT: [REDACTED] MANDATE FOR BURUNDI MISSION

COULD TAKE MONTHS (U)

PEACEKEEPING MISSION INTO A PEACE ENFORCEMENT OPERATION.

NOTED THAT THE CONTRIBUTORY NATIONS ARE AWARE OF THIS POSSIBILITY BUT ARE STILL COMMITTED TO THE MISSION.

4. (C) [REDACTED] THE AU PROTOCOL WAS ADOPTED BY THE AU IN DURBAN, SOUTH AFRICA ON 20020709 WHEN 36 OUT OF 53 AU HEADS OF STATE SIGNED THE DOCUMENT. ALGERIA'S LEGISLATURE RATIFIED THE DOCUMENT IN 20030200. [REDACTED] BEFORE THE VARIOUS GOVERNMENTS CAN RATIFY THE DOCUMENT, THE DOCUMENT MUST BE TRANSLATED FROM ENGLISH TO THE LANGUAGE OF THEIR RESPECTIVE COUNTRIES. THEN IT MUST BE DEBATED AND

[REDACTED]

THE AU WOULD NOT RECOGNIZE SUCH AGREEMENTS. [REDACTED] MOST OF THE CONTRIBUTORY NATIONS AND THE RECIPIENT NATION, BURUNDI, DON'T HAVE THE RESOURCES TO SUPPORT A BILATERAL PEACEKEEPING MISSION. [REDACTED] NELSON MANDELA USED HIS PERSONAL CLOUT TO ARRANGE A BILATERAL AGREEMENT BETWEEN BURUNDI AND SOUTH AFRICA TO PROTECT HIS POLITICAL FRIENDS WHO WANT TO RETURN TO BURUNDI. HOWEVER, [REDACTED] THE AU IS CONSIDERING ASKING SOUTH AFRICA TO CHANGE THE MANDATE OF ITS 700-MAN FORCE IN BURUNDI TO PROTECT EXILED POLITICAL LEADERS RETURNING TO THE COUNTRY, TO A AU PEACEKEEPING MANDATE. [REDACTED] WOULD PRECLUDE THE NEED FOR SOUTH AFRICA TO SEND ANOTHER BATTALION OF PEACEKEEPERS TO BURUNDI.

(b)(1); Sec. 1.4(c)

(b)(1); Sec. 1.4(c)

(b)(1); Sec. 1.4(c)

(b)(1); Sec. 1.4(c)

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